UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WISCONSIN

Al Deaton,

Plaintiff,

ORDER OF DISMISSAL

v.

Case No. 09-cv-452-slc

BioMatrix, Inc.,

Defendant.

In light of the equivocal nature of the stipulation filed by the parties (dkt # 76) I retract my previous text order of August 12, 2010 (dkt #77) and replace it with the following:

The court having been advised by counsel for the parties that the above-entitled action has been settled, this case is hereby dismissed. Any party may move to reopen for good cause shown.

The parties may, but need not, file additional settlement documentation.

Entered this 13 14 day of August, 2010.

Stephen L. Crocker

United States Magistrate Judge